IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.78941 of 2006
Crl. Misc.No.16346-M of 2004 (O&M)

DATE OF DECISION:09.1.2007

Kernail Singh & Ors. .....Petitioners

Versus

State of Haryana .....Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri Jagdish Manchanda, Advocate
for the petitioners.

Shri Partap Singh, Sr. DAG, Haryana.

Shri Sushil Bhardwaj, Advocate
for the complainant.

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The petitioners have filed this petition under Section 482 Cr.P.C. for quashing of the order dated 13.12.2003 passed by Additional Sessions Judge, Kurukshetra, whereby, after setting aside the order of the trial Court, the petitioners have been summoned under Section 319 Cr.P.C. to face the trial along with other accused.

This petition was admitted and further proceedings qua the petitioners were stayed.

Now, the petitioners have filed the instant application with a prayer that the petitioners may be permitted to withdraw the main petition as the parties have compromised the matter. The petitioners confine their prayer that after withdrawing this petition if the petitioners appear before the trial Court and furnished their regular bail bonds, the same should be accepted and the matter be proceeded in accordance with law and taking into consideration the compromise between the parties.

Counsel for the respondent-State as well as the complainant have no objection, if the main petition is ordered to be withdrawn with the aforesaid liberty.

In view of the above, application is allowed and the petitioners are permitted to withdraw the main petition with a liberty that in case the petitioners moved an application before the trial Court for regular bail and furnish their regular bail bonds, the same shall be accepted on the terms and conditions to be fixed by it and then the trial Court will proceed with the case in accordance with law, keeping in view the alleged compromise between the parties.

January 09, 2007 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**